

## MEMORANDUM

TO: PRPs at the Hows Corner Superfund Site Plymouth, Maine

FROM: PRP Group Executive Committee

RE: Eligibility for Funding of Response Costs

DT: September 18, 2007

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During the 2007 legislative session, the Maine legislature passed a new law to help pay the costs associated with the cleanup of four waste motor oil disposal sites in Maine, including the Hows Corner Superfund Site in Plymouth, Maine (hereinafter the "Site").

This new law (Public Law, Chapter 464, "An Act To Assist in the Cleanup of Waste Motor Oil Disposal Sites"), creates a process by which the "response costs" of certain eligible potentially responsible parties ("PRPs") may be paid from proceeds of bonds issued by the Finance Authority of Maine (FAME).

Only those PRPs that are found to be "eligible" will qualify for payment of their response costs. Eligibility criteria is set forth in the new law.

FAME is required to establish a list of all PRPs who qualify to have their share of response costs paid pursuant to this new law.

In order to establish this list, FAME may rely upon information provided by the PRP Group with regard to eligibility. Once the list is established, FAME will cause the list to be published in several newspapers in the State of Maine.

In order to help FAME make eligibility determinations, the PRP Group Executive Committee has prepared the enclosed Questionnaire. Please answer the questions, sign it and return it to Attorney Joanna Tourangeau, Pierce Atwood LLP, One Monument Square, Portland, Maine 04101 using the enclosed addressed postage paid envelope. **Please return the Questionnaire within 5 days from today.** A completed and signed questionnaire is necessary to assist in determining the eligibility of your business for funding under the new law. Failure to respond will slow the settlement process and could adversely impact the eligibility determination for your company.

We thank you in advance for your prompt reply.

If you have any questions, please call any of the members of the PRP Group Executive Committee listed below.

|  |                                  |
|--|----------------------------------|
| Mark Beliveau (Chair).....603-373-2002 | Heather Parent.....207-947-0111  |
| Joanna Tourangeau.....207-791-1112     | Phil Buckley.....207-947-4501    |
| Andrew Hamilton.....207-947-0111       | Virginia Putnam.....207-947-4501 |

**Hows Corner Superfund Site  
Public Law, Chapter 464**

**Questionnaire for Eligibility Determination**

Please read each question carefully and indicate your response by writing the information that is requested in the space provided or by putting an "x" in the appropriate box.

1. Please write in the space provided the name(s) of your business (or its predecessor) during the years 1965 – 1980.

\_\_\_\_\_  
Name(s) of business 1965 - 1980

2. At any time during the years 1965 – 1980, did your business (or its predecessor), perform repairs at repair facilities in the State of Maine, on motor vehicles that were owned by someone other than your business?

YES

☐

NO

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3. At any time during the years 1965 – 1980, did your business (or its predecessor), own 3 or more motor vehicles at one time, register them in the State of Maine, garage them in the State of Maine and repair and maintain them in the State of Maine?

YES

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NO

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4. At any time during the years 1965 – 1980, did your business (or its predecessor), perform repairs at repair facilities located in the State of Maine on any of the following equipment:

(a) equipment that is drawn by a motor vehicle and that is not designed or used to convey property other than hand tools or parts used in connection with the operation of that equipment, including, but not limited to, air compressors, conveyors, cement mixers, wood splitting or sawing machines, sprayers, compactors, pumps, drills and brush chippers, or

(b) a self-propelled device operated over the highways that is not designed or used primarily for the transportation of persons or property, including, but not limited to, road construction or maintenance machinery, ditch-digging apparatus, stone crushers, air compressors, power shovels, cranes, graders, rollers, trucks used only to plow snow and to carry sand for ballast, well drillers and wood-sawing equipment used for hire or similar

types of equipment.

YES

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NO

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5. At any time during the years 1965 – 1980, was your business (or its predecessor), a franchised new car and truck dealer licensed pursuant to Maine law?

YES

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NO

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6. At any time during the years 1965 – 1980, was your business (or its predecessor), a used car and truck dealer licensed pursuant to Maine law?

YES

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NO

☐

7. If you answered Yes to either question 5 or 6, please write in the space provided your State of Maine dealer license number.

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State of Maine dealer license number

If you cannot locate your dealer license number, we will ask for help from the Maine Secretary of State. Thank you.

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I hereby certify that on behalf of the PRP(s) named in the response to Question 1 above, under penalty of perjury, that the responses I have provided in this Questionnaire are true and accurate to the best of my knowledge and belief.

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Duly Authorized Signature

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Date

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Print Name, Mailing Address and Telephone Number

(end of Questionnaire)